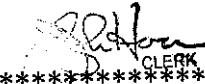


FILED**FEB 17 2006**

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION


CLERK

UNITED STATES OF AMERICA,

CR 06-40002

Plaintiff,

vs.

ORDER

MICHAEL BUCHOLZ; BLUE DAVIS;
ROBERT HENDRIX; JEREMY FLYNN;
ELIZABETH POUNDS; and
KARI SWALVE,

Defendants.

Counsel for Defendant Michael Bucholz has filed a First Motion to Continue, Doc. 86, requesting the plea deadline and the trial date be continued for a period of thirty (30) days, and the Government has no objection. After consideration of the file in this matter, the Court finds that failure to grant the continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence and further that failure to grant the continuance would deny the public interest in bringing this case to trial in an orderly fashion. Further, the Court finds that the ends of justice served by continuing this trial outweigh the best interests of the public and the Defendant in a speedy trial. For all of those reasons as well as those set forth in the Motion,

IT IS ORDERED:

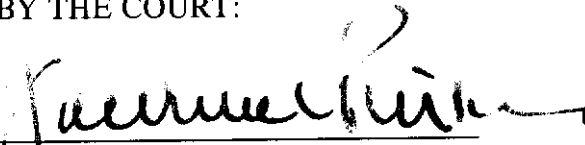
1. That Defendant Michael Bucholz's First Motion to Continue, Doc. 86, is granted.
2. That April 3, 2006, is hereby set as the deadline for submission to the Court of any proposed plea agreement by any Defendant.
3. That all motions in limine shall be in writing and filed, together with proposed instructions, with the Court ten (10) working days before trial.
4. That the jury trial herein as to all Defendants shall commence in Sioux Falls, South Dakota, on Tuesday, April 25, 2006, with counsel to be

present for motions in limine at 9:00 A.M., and with the jury to report at 9:30 A.M.

5. That the period of delay resulting from such continuance is excluded in computing the time within which the trial of the offense for the Defendants must commence, as the Court finds that the ends of justice served by taking such action outweigh the best interests of the public and the Defendants in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

Dated this 17th day of February, 2006.

BY THE COURT:


Lawrence L. Piersol
United States District Judge

ATTEST:
JOSEPH HAAS, CLERK

BY: Shelly Margulies
DEPUTY